

ORDINANCE NO. _____

1 AN ORDINANCE amending Section 26.27.060 of the Lincoln Municipal Code
2 relating to Land Subdivision, Minimum Improvements to require the applicable standards set forth
3 in Chapters 26.24 or 26.25 to be met if the land preparation and grading is occurring on land located
4 within the floodplain or floodprone area; and repealing Section 26.27.060 of the Lincoln Municipal
5 Code as hitherto existing.

6 BE IT ORDAINED by the City Council of the City of Lincoln, Nebraska:

7 Section 1. That Section 26.27.060 of the Lincoln Municipal Code be amended to read
8 as follows:

9 **26.27.060 Land Preparation and Grading.**

10 Any cut, fill, and compaction of land within, and if applicable, adjacent to the subdivision,
11 shall be accomplished in accordance with design standards of the city and subject to the approval of
12 the Department of Public Works and Utilities. No person shall engage in the grading or disturbance
13 of any land one acre or greater than in size without first submitting a drainage and grading plan
14 setting forth the requirements of the design standards applicable to stormwater management,
15 erosion, and sedimentation control and obtaining approval of said plan. If the land is within the
16 floodplain or floodprone area, the applicable standards set forth in Chapter 26.24 or 26.25 must also
17 be met. Any person who engages in the grading or disturbance of any land in violation of the
18 provisions contained in this section shall be subject to an order to cease and desist such grading
19 work. To control erosion and sedimentation during and after land preparation, the subdivider, his
20 successors and assigns shall provide for disturbing only the areas needed for construction; removing

1 only those trees, shrubs, and grasses that must be removed by construction; installing required
2 sediment basins and diversion dikes before disturbing the land that drains into them; and temporarily
3 stabilizing each segment of graded or otherwise disturbed land by seeding and mulching or by other
4 approved methods. As land preparation is completed, the subdivider, his successors and assigns
5 shall permanently stabilize each segment with perennial vegetation and structural measures.
6 Diversion dikes and sediment basins shall be leveled after areas that drain into them are stabilized,
7 and permanent vegetation shall be established on those areas. Sediment basins that are to be retained
8 for storm water detention shall be seeded to permanent vegetation no later than nine months after
9 completion of the sediment basins and shall be permanently maintained by the subdivider or his
10 successors and assigns. The land shall be graded and shaped as per the approved grading plan.

11 Section 2. That Section 26.27.060 of the Lincoln Municipal Code as hitherto existing
12 be and the same is hereby repealed.

13 Section 3. That this ordinance shall take effect and be in force from and after its
14 passage and publication according to law.

Introduced by:

Approved as to Form & Legality:

City Attorney

Approved this ____ day of _____, 2004:

Mayor